

Remarks

In the Examiner's Office Action dated 4/17/07, Claims 1 - 12 were rejected on the ground of nonstatutory obviousness-type double patenting (provisional) based on Claims 1 - 11 of copending Application No. 10/804,286 which is commonly-owned with the current application. Likewise, Claim 3 was rejected as being obvious under 35 U.S.C. 103(a) based on U.S. Patent No. 5,648,653 in view of U.S. Patent No. 5,073,008.

Regarding Claim 3, this claim has been cancelled without prejudice as stated above. With respect to the remaining claims (Claims 1 - 2 and 4 - 12), these claims are not subject to any prior-art-based rejections and, as stated on Page 4 of the above-mentioned Office Action, are considered to be allowable (once the foregoing double patenting rejection is overcome).

Accompanying this Response is a duly-executed Terminal Disclaimer document along with a Statement under 37 C.F.R. 3.73(b). Having submitted these documents herewith, it is respectfully submitted that the double patenting rejection of Claims 1 - 2 and 4 - 12 is overcome. In a telephone conference with the Examiner on 5/30/07, it was confirmed by the Examiner that submission of the above-mentioned Terminal Disclaimer documents (along with the cancellation of Claim 3) would place the present application in condition for allowance and that he would agree to allow the application.

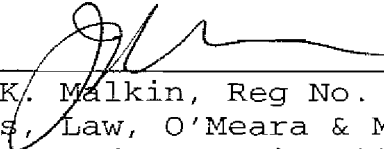
Having taken the steps set forth above, the present application is now allowable and, should the Examiner have any questions during his review of this Response, he is invited to contact the undersigned at any time.

Respectfully submitted,

KLAAS, LAW, O'MEARA & MALKIN, P.C.

Date

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